

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Prisons Services - Appeal Petition filed by Sri Mohd Ghouse, formerly District Sub-Jails Officer, Kurnool and presently working as District Sub-Jails Officer, Sangareddy, Medak District, against the punishment of postponement of future increments by two stages with cumulative effect - Modification of Punishment - Orders - Issued.

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HOME (PRISONS.A) DEPARTMENT

**G.O. Ms. No. 395**

Date: 05-09-2009

Read the following:-

1. From Sri Mohd Ghouse, District Sub-Jails Officer, Sangareddy, Medak District, Appeal Petition, dated 17-04-2008.
2. From the DG&IGP&CS., AP., Hyderabad, Letter No. EB3/225/2007, dated 31-05-2008.

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**ORDER :**

Sri Mohd Ghouse, District Sub-Jails Officer, Sangareddy, Medak District, in the reference 1<sup>st</sup> read above, has filed appeal petition before the Government against the punishment of "postponement of future increment by two states with cumulative effect" imposed by the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, vide proceedings No. EB3/445/2002-2, dated 25-06-2004.

**2.** Sri Mohd Ghouse, Deputy Superintendent of Jails, while working as District Sub-Jails Officer, Kurnool, was proceeded with disciplinary action under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991, for the following Articles of Charge issued by the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, vide Memo No. EB3/445/2002-1, dated 31-07-2002.

" That the said Sri Mohd Ghouse, District Sub-Jails Officer, (under suspension), Kurnool, has indulged in tampering of the records and replaced the tender forms with new ones favouring (3) contractors in the tenders held for the year 2002-2003. His action amounts to misuse of his authority, lack of integrity, immoral, unethical and discredit to the Prison Department as well as violation of Rule-3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964".

**3.** The Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, has appointed Sri M. Chandrasekhar, Superintendent of Jails, PAC., Anantapur, as Enquiry Officer to conduct enquiry into above article of charge. The Enquiry Officer has conducted enquiry and submitted his report vide Letter No. CPCh/2840/2003, dated 16-10-2003, holding the charge against the Charged Officer as partly proved.

**PTO**

**4.** The Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, after following the due procedure laid down in Andhra Pradesh Civil Services (CC&A) Rules, 1991, has awarded the punishment of "postponement of future increment by two stages with cumulative effect" to the delinquent officer vide proceedings No. EB3/445/2002-2, dated 25-06-2004.

**5.** Aggrieved by the orders issued by the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, the incumbent has filed appeal petition before the Government contending that the charge is very vague. The Enquiry Officer in his initial report held the charge as not proved and even in his subsequent report the Enquiry Officer held the charge partly proved without proper appreciation of the depositions of the witnesses made before him.

**6.** Government, after careful examination of the appeal petition filed by Sri Mohd Ghouse, District Sub-Jails Officer, and on perusal of records made available has observed that Sri G. Sudharshan Rao, the then Jailor, District Sub-Jails Officer, Kurnool, was co-delinquent officer in the same case and the punishment of "postponement of future increment by two stages with cumulative effect" imposed against him was modified to that of "postponement of one annual grade increment without cumulative effect" vide G.O. Ms. No. 340, Home (Prisons. A) Department, dated 06-12-2008. Hence, it has been decided to modify the punishment imposed against appellant as was done in the case of co-delinquent officer viz Sri G. Sudharshan Rao, the then Jailor, DSJO, Kurnool.

**7.** Accordingly, the Government hereby modify the punishment of "postponement of future increment by two stages with cumulative effect" imposed against Sri Mohd Ghouse, formerly District Sub-Jails Officer, Kurnool, and presently working as District Sub-Jails Officer, Sangareddy, Medak District, to that of "withholding of one increment for one year without cumulative effect."

**8.** The DG&IGP&CS., AP., Hyderabad, shall take necessary action in the matter accordingly.

**9.** The original records received from the Director General & Inspector General of Prisons & Correctional Services, A.P., Hyderabad, vide reference 2<sup>nd</sup> read above, containing (50 + 726) pages are herewith returned. He is requested to acknowledge the receipt of the same.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General & Inspector General of Prisons,  
& Correctional Services Andhra Pradesh,  
Hyderabad. (with original records)

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The individual **through** the DG&IGP&CS.,  
A.P., Hyderabad.  
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER